

**From:** [Robert Fox](#)  
**To:** [rselman@schiffhardin.com](mailto:rselman@schiffhardin.com)  
**Cc:** [Carr, Brian](#); [Mugdan, Walter](#)  
**Subject:** Gowanus Canal  
**Date:** Wednesday, January 06, 2016 2:07:39 PM

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> Russ:

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> Brian Carr recently sent an email to Chris King in which Brian stated that you had informed EPA that the City had declined to discuss coordination of cleanup efforts at the potential Canal side site which is a candidate for location of the head end CSO tank. That statement is flatly inaccurate. Over 6 months ago the City reached out to Grid to discuss that exact issue. As a result the City had at least two meetings with Grid's technical team to discuss how Grid's remedial work, including the cut-off wall, would be coordinated with installation of a CSO tank at that location. In addition, DEP Commissioner Lloyd recently reached out to a high level Grid executive to discuss how to coordinate remediation of MGP waste with construction of a CSO tank at that same site. If you were referring to the conversation that you and Donna had with me on December 4, that conversation lasted less than 5 minutes and all I said was that further discussions at that time were not ripe because we were in the middle of discussions with EPA about tank selection. I never stated that the City declined to discuss coordination of remediation. And in fact subsequent events have borne that out, namely our meeting last week when the issue became timely again.

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> I trust that this clarifies the true record and suggest that in the future it is counter-productive for you to provide any information, and certainly not false information, to the agencies about our internal discussions.

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> Sent from my iPad